

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

FEB 19 2003

MICHAEL L. WILLIAMS, CLERK  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF OKLAHOMA

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In Re:

Charles Keith Day,

Debtor.

Charles Lord

Plaintiff

v

Charles Keith Day,

Defendant

Case No. 02-00674-M  
(Chapter 7)

Adv. Pro. No. 02-0100-M

**AGREED JOURNAL ENTRY OF JUDGMENT**

This matter comes on before the undersigned pursuant to the settlement agreement between the parties dated December 17, 2002 and the Order Granting Motion to Approve Settlement Agreement entered January 21, 2003. Based upon the approved settlement agreement, it is

**ORDERED, ADJUDGED AND DECREED** that judgment be, and it hereby is entered in favor of Plaintiff against Defendant, in the amount of \$5,000.00, inclusive of interest, costs and attorneys fees, if any are allowed by law. It is further

**ORDERED, ADJUDGED AND DECREED** that Plaintiff shall take no steps to collect this judgment so long as Plaintiff receives monthly payments from Defendant on or before the 15<sup>th</sup> day of each calendar month, payable to Charles Lord at Rt. 1 Box 169, Pryor, Oklahoma 74362 beginning February 15, 2003. The payments shall be in the amount of \$50.00 for the first six (6) months, and in the amount of \$100.00 for forty-seven (47) months thereafter. In the event Plaintiff timely receives all payments, Plaintiff shall execute and deliver to Defendant a release and satisfaction of judgment. In the event Defendant defaults in payment, Plaintiff shall have the right to pursue collection of the unpaid portion of the judgment by available lawful means. It is further

**ORDERED, ADJUDGED AND DECREED** that the judgment granted herein is excepted from discharge pursuant to the terms of 11 U.S.C. § 523(a)(2)(B) based upon material misrepresentations in a

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written statement concerning the financial condition of Pryor Tire & Auto, Inc. that Defendant provided to Plaintiff.

Dated this 18<sup>th</sup> day of February, 2003



TERRENCE L. MICHAEL  
UNITED STATES BANKRUPTCY JUDGE

Approved as to form and content:



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